

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND TWENTIETH LEGISLATURE**  
**FIRST REGULAR SESSION**  
**December 6, 2000 to June 22, 2001**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 21, 2001**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**2001**

**CHAPTER 6**

**H.P. 345 - L.D. 435**

**An Act to Amend the Charter of the  
Lewiston-Auburn Water Pollution  
Control Authority**

**Be it enacted by the People of the State of  
Maine as follows:**

**Sec. 1.** P&SL 1967, c. 92, §14, first ¶, as amended by P&SL 1993, c. 28, §3, is further amended to read:

**Sec. 14. Lewiston-Auburn Water Pollution Control Board.** The authority is under the management and direction of a board of directors, which is known as the Lewiston-Auburn Water Pollution Control Board, also referred to as "the board" or "the board of the authority." The board consists of 7 members. The director of the Lewiston Department of Public Works, the City Administrator of the City of Lewiston or the Assistant City Administrator, if designated by the City Administrator or serving as acting City Administrator during a vacancy in the office of City Administrator, the superintendent and the president of the Auburn Sewerage District and the City Manager of the City of Auburn or the Assistant City Manager, if designated by the City Manager or serving as acting City Manager during a vacancy in the office of City Manager, are members of the board by virtue of their respective offices ~~and in the event of the termination of their respective offices they continue as members of the board of the authority until their replacements are elected or appointed.~~ If the president of the Auburn Sewerage District Trustees declines to serve or resigns as a member of the board of the authority, the president shall select another trustee to serve for the remainder of the term. Notice of the appointment must be given in writing by the clerk of the Auburn Sewerage District to the board of the authority. The Mayor of Lewiston shall appoint, subject to confirmation of the city council, a qualified voter of the city of Lewiston to serve for a 2-year term on the board of the authority and thereafter until a successor takes office. In the event that either the Lewiston resident so selected or the appointee of the president of the Auburn Sewerage District ceases to be a resident of that person's respective city, or dies, becomes incapacitated, or otherwise ceases to be a member of the Auburn Sewerage District Trustees, or if the president of the Auburn Sewerage District dies or becomes incapacitated while serving on the board of the authority, a successor must be elected to serve out the remainder of the term by the Mayor and City Council of Lewiston or the Auburn Sewerage District Trustees, as the case may be.

See title page for effective date.

**CHAPTER 7**

**H.P. 497 - L.D. 637**

**An Act to Amend the Charter of the  
Portland Water District to Conform  
to Changes in the Municipal Election  
Date for the City of Portland**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Portland Water District is a public municipal corporation organized and existing under the laws of the State; and

**Whereas,** the trustees of the district to be elected from the City of Portland are elected at the city's regular municipal election, the date of which changed from May to November as a result of a ballot initiative adopted by the city's residents on November 7, 2000; and

**Whereas,** the district must amend its charter in order to conform to the change in the city's municipal election date, which amendment must be accomplished prior to May 2001 in order to avoid a premature expiration of the term of any trustee elected from the City of Portland whose term otherwise would expire in May 2001; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

**Be it enacted by the People of the State of  
Maine as follows:**

**Sec. 1.** P&SL 1907, c. 433, §18, 2nd ¶, 2nd sentence, as repealed and replaced by P&SL 1997, c. 15, §2, is amended to read:

Trustees elected from the City of Portland are elected at the City of Portland's regular municipal elections in ~~May~~ November.

**Sec. 2. Transition.** The terms of trustees of the board of the Portland Water District serving on the effective date of this Act and elected from the City of Portland that would otherwise expire in May of any year are extended to the November election date of that year as established by this Act.